THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.16932 OF 2006

14th AUGUST, 2006

BETWEEN

Sri Mulla Sanaullah Saheb

… Petitioner

vs

The Superintending Engineer (Assessment), A.P.Central Power Distribution Co., Ltd., Urdu Hall Galli, Himayatnagar, Hyderabad and another.

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.16932 OF 2006

ORDER:

The petitioner is a proprietor of a flour mill in Yemmiganur in Krishna District. He is availing power supply from respondents under Category III with service connection No.1027. The second respondent inspected the petitioner's premises and noticed that capacitors of required specifications were not being used. Therefore, the second respondent provisionally came to the conclusion that the petitioner is liable to pay Surcharge @ 25% of the Bill amount and accordingly assessed a sum of Rs.27,384/- and informed the petitioner to pay the amount within thirty days and also to approach the Superintending Engineer (Assessments), Hyderabad, if aggrieved. In the meanwhile, apprehending that power connection might be disconnected, the petitioner paid Rs.9,200/- on 23.03.2006 to prevent disconnection.

Learned counsel for the petitioner contends that there is a threat of disconnection though the petitioner has paid a part of the amount. Therefore, in stead of keeping the matter pending, the Superintending

Engineer, first respondent herein, is directed to dispose of the revision/appeal made by the petitioner in respect of the provisional assessment notice dated 10.02.2006 within a period of two weeks. It is needless to say that having regard to the fact that the petitioner has already paid part of the amount, the power supply shall not be disconnected and in the event of the Superintending Engineer accepting the objections raised by the petitioner, the said amount shall be adjusted in the future bills.

The writ petition is accordingly disposed of. No costs.

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(V.V.S.RAO,J)

14.08.2006
pln